

# ***Five Apartment Tenants Ousted by Waves Fight Dispossess Actions by Landlord***

While fifty more families moved yesterday from five of the thirteen buildings in the Kingsbridge section of the Bronx to make room for the Waves and Spars who will train in near-by Hunter College, five of the tenants appeared in Bronx Municipal Court to contest dispossess proceedings brought by a landlord for nonpayment of rent for this month.

Justice Daniel V. Sullivan adjourned until today further hearings when he was informed that Assistant United States Attorney Harry Donlan, who presented the government's case, will appear to make a statement for the government. Seven other similar cases also are on today's calendar.

The court clerk said there were fourteen such cases on the calendar but added that his information was that there may be as many as 250 cases involving tenants of the thirteen buildings in the Kingsbridge section.

Justice Sullivan observed that the tenants were not trying to avoid paying their January rent but were undecided as to how much to pay or to whom to pay it. He added that some of the tenants

apparently want to pay on a per-diem basis because they may move before the end of the month.

Edenor, Inc., owner of 2805 University Avenue, had served dispossess notices on the five, who were tenants in its building, which has been ordered cleared by Feb. 20. Justice Sullivan said he would hear the case of Harry Berger, one of the five, and that his decision would be binding on the others.

The landlord contends that the government has not yet taken possession of the building and that, therefore, the tenants' leases are still binding. The tenants claim there is no relation between the landlord and tenant because, by the terms of the Jan. 12 court order, the government has taken over the building.

Meanwhile thirty moving vans crowded the streets in the Kingsbridge section as the displaced families hurried to new quarters. Joseph Platzker, assistant commissioner of the Department of Housing and Buildings, reported that 270 of the 300 families in the five buildings which have to be cleared by Jan. 31 already have found new homes.